UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

HAROLD HUNT, :

Plaintiff, : 3:20-CV-464

(JUDGE MARIANI)

v. : (Magistrate Judge Carlson)

:

CITY OF WILKES BARRE, et al.,

:

Defendants.

<u>ORDER</u>

AND NOW, THIS _____ DAY OF SEPTEMBER 2020, upon review of

Magistrate Judge Carlson's Report and Recommendation ("R&R") (Doc. 8) for clear error or manifest injustice, **IT IS HEREBY ORDERED THAT:**

- 1. The R&R (Doc. 8) is **ADOPTED** for the reasons set forth therein.
- Plaintiff's supervisory and municipal liability claims against Wilkes-Barre City Police
 Chief Joseph Coffay and the City of Wilkes-Barre are DISMISSED WITH
 PREJUDICE. Defendants Wilkes-Barre City Police Chief Joseph Coffay and the City of Wilkes-Barre are DISMISSED from this action.
- Plaintiff's claims against Defendant Charles Ross are DISMISSED and Defendant Ross is DISMISSED from this action.
- 4. The Clerk of Court is directed to **SERVE** Plaintiff's Amended Complaint (Doc. 7) on Defendant Matthew Smith.

The case is **REMANDED** to Magistrate Judge Carlson for further proceedings consistent with this Order.

Robert D. Mariani

United States District Judge